

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA**

R.M.,

Plaintiff;

vs.

STATE OF WASHINGTON, et al.,

Defendants.

NO. 3:18-cv-05387-RBL-TLF

PLAINTIFF'S AMENDED REPLY
ON HIS MOTION TO AMEND THE
COMPLAINT

NOTED FOR: JANUARY 11, 2019

R.M., by and through his attorneys Michael C. Kahrs and Daniel Fiorito, hereby replies on his motion to amend the complaint.

I. ARGUMENT

R.M. moved to amend the complaint to conform to the evidence presented in the Defendants' motion for summary judgment and R.M.'s response. That is sufficient justification and a good reason to amend a complaint. The defendants have presented no real reasons why they are prejudiced. The issues remain the same. No new defendants have been added. There are no issues of relating back of the amendments. Fed. R. Civ. Pro. 15(c).

IV. CONCLUSION

For the reasons stated above, R.M. asks this Court for permission to amend the complaint.

1 DATED this 11^h day of January, 2019.

2
3 /s Michael C. Kahrs
4 MICHAEL C. KAHRs, WSBA# 27085
Attorney for Plaintiff

5 LAW OFFICE OF DAN N. FIORITO III

6
7 /s Dan N. Fiorito III
8 DAN FIORITO III, WSBA #34009
Attorney for Plaintiff

1 **CERTIFICATE OF SERVICE**

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3 I hereby certify that on January 11, 2019, I electronically filed the foregoing with the Clerk of
4 the Court using the CM/ECF system which will send notification of such filing to the
5 individuals listed below and I hereby certify that I have mailed by United States Postal Service
6 the document to the following non CM/ECF participants: N/A.

7 TO:

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23 s/ Michael C. Kahrs

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